

Form PTO-1390

**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**

INTERNATIONAL APPLICATION NO.  
**PCT/EP2005/050115**

INTERNATIONAL FILING DATE  
**January 12, 2005**

EXPRESS MAIL LABEL NO.: EV 915326153 US

ATTORNEY'S DOCKET NUMBER: **08146.0014U1**

U.S. APPLICATION NO. (if known, see 37 CFR 1.53)  
**10/586006**

PRIORITY DATE CLAIMED  
**January 14, 2004**

TITLE OF INVENTION:

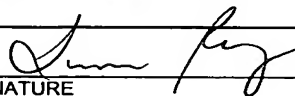
**DEVICE AND METHOD FOR TAKING SAMPLES**

APPLICANT(S) FOR DO/EO/US:

**SANN, Heiner; FRANZ, Detlef; Andreas BOCK; Klaus Dieter STOLL; and REICHL, Udo**

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
  2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
  3. ☐ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
  4. ☐ The US has been elected (Article 31).
  5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
    - b. ☒ has been communicated by the International Bureau.
    - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
  6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
    - a. ☒ is attached hereto.
    - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  7. ☒ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
    - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
    - b. ☐ have been communicated by the International Bureau.
    - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
    - d. ☒ have not been made and will not be made.
  8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
  9. ☐ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
  10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
- Items 11 to 20 below concern document(s) or information included:**
11. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
  12. ☐ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
  13. ☒ A preliminary amendment.
  14. ☒ An Application Data Sheet under 37 CFR 1.76.
  15. ☐ A substitute specification.
  16. ☐ A power of attorney and/or change of address letter.
  17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821-1.825. The contents of the paper copy and the computer-readable form of the Sequence Listing submitted herewith are the same and include no new matter, as required by 37 C.F.R. 1.821(f).
  18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
  19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
  20. Other items or information:

|  |                     |   |             |  |                     |
|--|---------------------|---|-------------|--|---------------------|
| U.S. APPLICATION NO. (if known, see 37 CFR 1.5)<br><b>13/36206</b>   |                     | INTERNATIONAL APPLICATION NO.<br>PCT/EP2005/050115                                |             | ATTORNEY DOCKET NUMBER<br>08146.0014U1 |                     |
| The following fees have been submitted   |                     |   |             | <b>CALCULATIONS</b>                    | <b>PTO USE ONLY</b> |
| 21. <input checked="" type="checkbox"/> Basic national fee .....   |                     |   |             | \$ 300.00                              |                     |
| 22. <input checked="" type="checkbox"/> Examination fee  |                     |   |             |  |                     |
| If written opinion prepared by ISA/US or the IPER prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .....   |                     |   |             | \$ 0.00                                |                     |
| All other situations .....   |                     |   |             | \$ 200.00                              |                     |
| 23. <input checked="" type="checkbox"/> Search Fee   |                     |   |             |  |                     |
| If written opinion prepared by ISA/US or the IPER prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) .....   |                     |   |             | \$ 0.00                                |                     |
| If Search fee (37 CFR 1.445(a)(2)) in International Application to USPTO as ISA .....  |                     |   |             | \$ 100.00                              |                     |
| ISR prepared by an ISA other than the US and provided to USPTO .....   |                     |   |             | \$ 400.00                              |                     |
| All other situations .....   |                     |   |             | \$ 500.00                              |                     |
| <b>TOTAL OF 21, 22 AND 23 =</b>  |                     |   |             | <b>\$ 900.00</b>                       |                     |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.   |                     |   |             |  |                     |
| <b>Total Sheets</b>  | <b>Extra Sheets</b> | <b>No. of each additional 50 or fraction thereof (round up to a whole number)</b> | <b>RATE</b> |  |                     |
| - 100  | / 50 =              |   | X \$250     | \$ 0.00                                |                     |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).   |                     |   |             | \$ 130.00                              |                     |
| <b>CLAIMS</b>  | <b>NUMBER FILED</b> | <b>NUMBER EXTRA</b>   | <b>RATE</b> |  |                     |
| Total claims   | [20] - 20 =         | 0   | X \$50.00   | \$ 0.00                                |                     |
| Independent claims   | [2] - 3 =           | 0   | X \$200.00  | \$ 0.00                                |                     |
| MULTIPLE DEPENDENT CLAIM(S) (if applicable)  |                     |   | + \$360.00  | \$ 0.00                                |                     |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |                     |   |             | <b>\$1030.00</b>                       |                     |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2  |                     |   |             | \$ 515.00                              |                     |
| <b>SUBTOTAL =</b>  |                     |   |             | <b>\$ 515.00</b>                       |                     |
| Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 months <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).  |                     |   |             | \$ 0.00                                |                     |
| <b>TOTAL NATIONAL FEE =</b>  |                     |   |             | <b>\$ 515.00</b>                       |                     |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) \$40.00 per property  |                     |   |             | \$ 0.00                                |                     |
| <b>TOTAL FEES ENCLOSED =</b>   |                     |   |             | <b>\$ 515.00</b>                       |                     |
|  |                     |   |             | Amount to be refunded:                 | \$                  |
|  |                     |   |             | charged:                               | \$                  |
| <p>a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. 14-0629 in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees, which may be required, or credit any overpayment to Deposit Account No. 14-0629. A duplicate copy of this sheet is enclosed.</p> <p>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. <b>Credit card information should not be included on this form.</b> Provide credit card information and authorization on PTO-2038.</p> <p>e. <input checked="" type="checkbox"/> Pursuant to 37 C.F.R. §1.136(a)(3), the Commissioner is hereby requested and authorized to treat any concurrent or future reply in the above-identified application, requiring a petition for an extension of time for its timely submission, as incorporating a petition for extension of time for the appropriate length of time.</p> |                     |   |             |  |                     |
| <p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137 (a) or (b) must be filed and granted to restore the application to pending status.</p>  |                     |   |             |  |                     |
| <p>SEND ALL TO THE ADDRESS ASSOCIATED WITH: :<br/>Customer No. 23859</p>   |                     |   |             |  |                     |
| <p style="text-align: right;"> <br/>             SIGNATURE<br/>             Sumner C. Rosenberg<br/>             NAME<br/>             28,753<br/>             REGISTRATION NUMBER           </p>  |                     |   |             |  |                     |